

Chapter 13.24 - WASTEWATER COLLECTION SYSTEM

FOOTNOTE(S):

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~~Editor's note—Ord. No. 2540, § 1, adopted May 19, 2010, amended Ch. 13.24, in its entirety, to read as herein set out. Prior to inclusion of said ordinance, Ch. 13.24 pertained to similar subject matter. See also the Code Comparative Table and Disposition List.~~

13.24.010 - Declaration of Policy.

It is hereby declared to be the policy of the City to protect the health, welfare and safety of the residents thereof by constructing, operating, and maintaining a system of sewers and liquid waste treatment and disposal facilities that service the homes and commercial and industrial establishments within the City and its environs as required by state and federal law. The following basic principles apply to wastewater that is discharged into the system:

13.28.035 - Director—Powers and Duties.

- A. The Director is authorized, empowered, and directed to adopt such rules, regulations and standards as may be deemed by him to be reasonably necessary in order to protect the system and to control and regulate the proper use thereof; provided, however, that the terms and provisions of such rules and regulations shall be promulgated in a manner that is reasonably calculated to result in the uniform control of the system.
- B. The Director shall administer, implement and enforce the provisions of this Chapter and the Standards and requirements specified in Chapter 13.28.
- C. Any time limit that is provided in any written notice from the Director or in any provision of this Chapter may be extended only by a written directive of the Director.
- D. The Director may perform work of an educational nature and may, for this purpose, cooperate with civic organizations, industries, water agencies, wastewater collection and treatment agencies, and other public corporations.
- E. The director shall have the responsibility of administering, implementing and enforcing all of the provisions of this chapter. However, any power that is granted to, or duty that is imposed upon, the director may be delegated by him to any other person who is in the employ of the city's department of utilities and may be confirmed in writing by the city council upon any other person or persons, whether or not he or they are in the employ of the city.

13.24.010 - Definitions.

In addition to definitions in Section 13.28.020, the following words, terms and phrases, when used in this Title, shall have the meanings ascribed to except where the context clearly indicates a different meaning:  
~~As used in this chapter:~~

~~"Act" means the Federal Water Pollution Control Act, also known as the Clean Water Act, as defined in 33 U.S.C. § 1251, et seq., as it may be amended from time to time.~~

"Casino" means a place which is not a part of a motel where games of chance or gambling devices are made available for play by the public.

"Cesspool" means an excavation in the ground that is made for receiving wastewater and is so constructed that the solid matter is retained and the liquid portion is permitted to seep away.

"Chlorine demand" means the difference between the amount of chlorine that is added to a wastewater sample and the amount that remains at the end of a thirty (30) minute period, as determined in accordance with the appropriate procedures that are set forth in 40 CFR Part 136.

"Church" means a structure primarily used for activities sponsored by a religious organization.

"City" means the City of North Las Vegas, Nevada.

~~"Class I" means any industrial user whose wastewater contribution permit is classified according to the criteria established in Section 13.28.150(A)(1) of this municipal code.~~

~~"Class II" means any industrial user whose wastewater contribution permit is classified according to the criteria established in Section 13.28.150(B)(1) of this municipal code.~~

"Commercial" means businesses who provide service(s) or product(s) or are connected with commerce and are not classified as residential.

"Commercial user" means any commercial business that discharges domestic wastewater and/or non-domestic industrial wastewater into the system.

"Consumer Price Index (CPI)" means the Consumer Price Index (CPI), All Urban Consumers, U.S. City Average (CPI-U) as published by the U.S. Department of Labor, Bureau of Labor Statistics, Washington, D. C.

"Convalescent home" or "rest home" or "convalescent/rest home" means an establishment used or designed to provide personal and health care supervision to humans who are convalescents, invalids, aged or infirm.

"Development fees" means all of the fees collected by the city: described in Section 13.24.070 of this chapter.

"Director" means the Director of Utilities of the City or his/her authorized agent or representative.

"Domestic sewage" means wastewater from residential sources including, but not limited to wastewater from kitchen, bath, and laundry facilities; or wastewater from the personal sanitary conveniences (toilets, showers, bathtubs, fountains, noncommercial sinks and similar structures) of commercial, industrial or institutional buildings, provided that the wastewater exhibits characteristics that are similar to those of wastewater from normal residential activities.

~~"Domestic wastewater" means water containing human excretions, household cleaning wastes, household food wastes, and wastes from household drain cleaning products specifically designed to be introduced into the system (so long as they are used in accordance with directions on the product label), whether discharged by a residential user, a commercial user, an industrial user, or otherwise; provided, however, that the phrase excludes process wastewater from any business or industrial process, ground garbage and food wastes from restaurants and other commercial food vendors, and hazardous materials from residences and other users except as otherwise provided in this definition.~~

"Dwelling unit" means any building or portion thereof which contains living facilities, including areas for sleeping, eating, cooking and sanitation, for not more than one family or a congregate residence for ten (10) or fewer persons.

"Equivalent residential unit (ERU)" means the average amount of wastewater generated by a single-family residence without a swimming pool, which has been determined to be ninety thousand (90,000) gallons per year in accordance with the "City of North Las Vegas User Charge Study, December 1980."

"Family" means an individual or two or more persons related by blood or marriage or a group of not more than five persons (excluding servants) who need not be related by blood or marriage living together in a dwelling unit.

"Fee" means any charge that is made to a user of the system and shall include without limitation occupancy fees for sewer connections by new customers, monthly sewer user charges, industrial or liquid waste permit fees, use charges, unusual industrial waste charges, testing laboratory charges, and oversize sewer charges.

"Fixture" means a device which drains into the Ceity's-system POTW and includes but is not limited to the following:

Aa.— Bathtub (with or without overhead shower);

Bb.— Bidet;

Ce.— Combination sink and tray (with or without food disposal unit);

Dd.— Dental unit or cuspidor;

Ee.— Dishwasher, domestic;

Ff.— Faucet heads for water supply (which flow into a single drain or trench drain);

Gg.— Floor drains;

Hh.— Kitchen sink, domestic (with or without food waste grinder);

Ii.— Laundry tray (one or two compartments);

Jj.— Lavatory;

Kk.— Lavatory, barber, beauty parlor, dental, surgeon's;

Ll.— Shower stall, domestic;

Mm.— Showers (group) per head (which flow into a single drain);

Nn.— Sinks;

1.i.— Flushing rim (with valve),

2.ii.— Hand,

3.iii.— Ice machine

4.iv.— Mop,

5.v.— Pot, scullery, etc.,

6.vi.— Service (trap standard),

7.vii.— Service (protective trap),

8.viii.— Surgeons;

Oo.— Trench drain (fifteen (15) lineal feet shall be assessed as one fixture);

Pp.— Urinal;

Qq.— Urinal trough (each two-foot section shall constitute one fixture);

Rr.— Washing machine;

Ss.— Wash sink (circular or multiple), each set of faucets;

Tt.— Water closet, tank-operated or valve-operated;

Uu.— For the purpose of establishing fees, the following devices and appliances are expressly excluded from the definition of "fixture":

1.i.— Air-conditioner,

2.ii.— Boiler,

3.iii.— Coffee urn,

4.iv.— Drinking fountain,

5.v.— Floor drain without direct water supply,

6.vi.— Garbage disposal unit,

7.vii.— Grease trap or interceptor,

8.viii.— Refrigerator,

9.ix.— Sampling manhole,

10.x.— Sand/oil interceptor,

11.xi.— Soft drink machine,

12.xii.— Steam table,

13.xiii.— Water softener,

14.xiv.— X-ray machine.

"Frontage" means any portion of the property adjacent to a serviceable wastewater main alignment, as determined by the director.

"Garbage" means the putrescible animal and vegetable wastes that result from the handling, preparation and dispensing of food.

~~"Grease interceptor" means a device that is designed and installed in such a manner as to separate and retain grease and, at the same time, permit industrial wastewater to be discharged into the city's system.~~

~~"Hazardous materials" means any waste or combination of wastes, including without limitation solids, semi-solids, liquids or contained gases, except household waste, which:~~

~~a. — Because of its quantity or concentration or its physical, chemical or infectious characteristics may:~~

~~i. — Cause or significantly contribute to an increase in mortality or serious irreversible or incapacitating illness; or~~

~~ii. — Pose a substantial hazard or potential hazard to human health, public safety or the environment when it is given improper treatment, storage, transportation, disposal or other management.~~

~~b. — Is identified a hazardous waste by the Nevada Department of Conservation and Natural Resources as a result of studies undertaken for the purpose of identifying hazardous wastes.~~

~~c. — Is defined under the Resource Conservation Recovery Act 40 Code of Federal Regulations 261.3. The term includes, among other wastes, toxins, corrosives, flammable materials, irritants, strong sensitizers and materials which generate pressure by decomposition, heat or otherwise.~~

"Hospital" means an establishment staffed and equipped to provide diagnosis, care and treatment of human illness or injury and which provides twenty-four (24) hour professional nursing services under the direction of one or more physicians.

"Hotel" or "motel" or "hotel/motel" means any building containing six or more guest rooms intended or designed to be used, or which are used, rented or hired out to be occupied, for sleeping purposes by guests.

~~"Industrial user" means:~~

~~a. — Any user who discharges industrial wastewater into the system;~~

~~b. — Any user who is subject to regulations promulgated in accordance with the Act.~~

~~"Industrial wastewater" means any wastewater that is not domestic wastewater or stormwater.~~

"Inflow source" means any building, structure, facility or installation from which water, other than wastewater, enters the system from sources, including without limitation roof leaders, cellar drains, yard drains, area drains, foundation drains, drains from springs and swampy areas, manhole covers, cross-connections between storm sewers and the system, catch basins, cooling towers, stormwaters, surface runoff, street wash waters and drainage.

Industrial (non-domestic) wastes means the liquid or solid wastes from industrial manufacturing processes, trade or business activities producing non-domestic or non-residential sewage as distinct from domestic wastewater.

"Lateral" means the wastewater service connection pipeline from a point of use to the city's wastewater main, up to and including the connection to the city's wastewater main.

"Large commercial user" means an establishment which uses more than nine million (9,000,000) gallons of water per year.

"Laundromat" means an establishment where coin-operated washing machines are provided for self-service washing by the public.

"Laundry" means an establishment where clothing, cellulose or synthetic based material is washed for remuneration.

"Man-made water feature" means any water feature that is classified under the name "man-made decorative water feature" according to the criteria established in Section 13.16.020 of this municipal code.

"Multifamily" means a structure containing two or more dwelling units.

"Nuisance" means anything which is hazardous, indecent or offensive to the senses or is an obstruction to the free use of property in such a manner as to interfere with the comfortable and safe enjoyment of life and property.

"Nuisance groundwater" means any groundwater flowing naturally or discharged from a well, to the surface of the land.

"Oversizing agreement" means an agreement between a developer/customer and the city, allowing for the reimbursement of the cost difference of installing a wastewater main of a larger diameter, as required by the city, than the diameter needed by the developer/customer.

"Peak flow rate" means the periodically determined highest flow rate of wastewater, liquid waste or industrial waste that is discharged to a public sewer over a period of at least fifteen (15) minutes at any time during the measurement period.

~~"Person" means a natural person, a corporation, a firm, a partnership, a joint venture, a trust, an estate or any other entity.~~

"Person" means any individual, partnership, co-partnership, firm, company, association, joint stock company, trust, estate, society, corporation, group, government, governmental agency or other legal entity, or their legal representatives, agents or assigns. The definition includes all federal, state and local government entities.

"Property owner" means an owner of real property, including the structure thereupon.

"Publicly owned treatment works (POTW)" means the City of North Las Vegas', City of Las Vegas' or Clark County water reclamation district's treatment works, including any sewers that convey wastewater to the POTW treatment plant, and excluding pipes, sewers or other conveyances not connected to the POTW.

"Reclaimed water" means water which, as a result of the treatment of waste matter, is suitable for a direct beneficial use or a controlled use which would not otherwise occur.

"Sampling well" means an approved opening to a building sewer to allow for sampling and flow measurement of the contents of such sewer.

"Refunding agreement" means an agreement between a developer/customer and the city allowing for the reimbursement of wastewater main connection fees collected by the city with respect to a wastewater main extension installed by the developer/customer adjacent to property other than property owned by the developer/customer.

"Residential" means one or more rooms designed for use as living quarters for one family and having facilities for the preparation of food.

"Residential user" means any residential customer, including single-family and multifamily, that discharges domestic wastewater into the system.

"Restaurant" means a place where the primary business is serving food to the public. This definition includes restaurants located within a casino and/or motel/hotel.

"Sanitary sewer" or "collection system" means a pipe or conduit for carrying wastewater.

"School" means an establishment, whether public or private, in which is offered a full-time academic, vocational or technical course of study or other educational services whether elementary, secondary or post-secondary.

"Septic tank" means a watertight receptacle which receives the discharge from a building, sanitary drainage system, or any part thereof, and is designed and constructed in such a manner as to separate the solids from the liquid, digest the organic matter through a period of detention and allow the liquid to be discharged into the soil outside the tank through a system of open joint or perforated piping or a seepage pit.

"Settleable solids" means solids that will settle out of a liquid during a specific period, as determined in accordance with the appropriate procedures that are set forth in 40 CFR Part 136.

"Single-family" means one or more rooms designed for use as living quarters for one family and having facilities for the preparation of food.

"Sludge" means any wastewater of any type that is generated by a municipal, commercial or industrial wastewater treatment plant, water supply treatment plant or air pollution control facility, other than the treated effluent from a wastewater treatment plant.

"State" means the State of Nevada, including any agency or department of state government.

~~"Stormwater" means uncontaminated water resulting from precipitation, irrigation with drinking water; or clean groundwater.~~

Stormwater means any surface flow, runoff, and drainage consisting entirely of water from any form of natural precipitation and resulting from such precipitation, including snowmelt.

~~"Stormwater collection system" means a conveyance system for carrying storm and surface waters and drainage water excluding wastewater.~~

"Storm sewer" or "storm drain" refers to every pipe, culvert, flume, ditch, gutter, storm sewer, cistern, tank, drain, lake, pond, stream, ravine, gully or other facility or natural feature, that contains, holds, transports, diverts, channels, impounds, or drains water, into which any naturally occurring stormwater runoff within the City may seep, percolate or flow; and every street, sidewalk, alley, gutter, roof, parking lot, yard, field, driveway, patio and other surface within the City across which any naturally occurring stormwater runoff may seep, percolate or flow.

Surcharge is an additional charge to an industrial user whose discharge waste strength is in excess of the normal domestic strength wastewater.

"Swimming pool" means any feature that is classified under that name according to the criteria established in Section 13.16.020 of this municipal code.

~~"System" means the wastewater service connections and all of the facilities that are used by the city for the collection, pumping, transportation, treatment and final disposal of wastewater, including, without limitation, the wastewater collection system of the city and/or the wastewater treatment system of the city of Las Vegas and/or the Clark County Water Reclamation Plant.~~

"System" means the wastewater collection of the city and/or the treatment system of the City of Las Vegas and/or Clark County water reclamation district that receives wastewater from users located within the City limits and, without limitation, includes sewer service connections and all of the facilities that are used by the city for the collection, pumping, transportation, treatment and final disposal of wastewater.

"Trailer" means a vehicular structure which is built on a chassis or frame, designed to be used with or without a permanent foundation and may be used as living quarters for a family whether drawn by a motor vehicle or propelled by its own power.

"Trailer court" or "trailer estates" or "trailer courts/estates" means a place which is used or intended for use to park two or more trailers, mobile homes or manufactured homes for occupancy as living quarters for a family.

"User" means any person who contributes, or causes, or permits the contribution of, wastewater into the system.

~~"Wastewater" means any liquid, solid or gaseous waste that enters the system.~~  
Wastewater means the liquid and water-carried industrial or domestic wastes from residences, commercial buildings, industrial facilities and institutions, together with any infiltrating groundwater, surface water and stormwater that may be present, whether treated or untreated, which are discharged to or permitted to enter the POTW.

"Wastewater main connection fees" are those fees that are necessary to equitably prorate the expense of development and transmission of wastewater from the source to the ultimate point of disposal. These fees include the prorated share of the construction of wastewater mains, manholes, lift stations, metering devices and other necessary capital expenditures for the ~~Ceity's~~ system POTW.

"Wastewater main construction fees" are those assessed, prorated costs for the installation of the wastewater main and appurtenances along the frontage of the specific property. These fees are applicable where the city installs or has installed the wastewater main adjacent to the property. These fees are not assessed where the subdivider, developer and/or property owner installs the wastewater main at their expense, provided that the installed wastewater mains are inspected and accepted by the city.

"Wastewater main extension fees" means an administrative fee charged by the city for the administrative costs incurred by city staff for the initiation and processing of a refunding agreement.

"Wastewater main oversizing fees" means an administrative fee charged by the city for the administrative costs incurred by city staff for the initiation and processing of an oversizing agreement.

"Wastewater main" refers to those pipelines installed in dedicated easements or rights-of-way designed to receive tributary wastewater flows from one or more laterals.

(Ord. 2407 § 1, 2007; Ord. 2308 § 1 (part), 2006)  
(Ord. No. 2540, § 1, 5-19-2010)

#### 13.24.020 - Use of septic tank.

The use of a septic tank shall be subject to approval by the ~~D~~director.

(Ord. 2308 § 1 (part), 2006);

(Ord. No. 2540, § 1, 5-19-2010)

13.24.030 - Connections required.

- A. Every premise which abuts a street, public easement or alley in which there is an available public wastewater main, or which is within four hundred (400) feet of an available public wastewater main, shall be connected to the wastewater main, by the owner or agent of the premises, and in the most direct manner possible, and with a separate connection for each residence or building.
- B. All wastewater main extensions and appurtenant work shall conform to the standard specifications of the Ceity and the work shall be performed to the satisfaction of the Ceity. Connections to existing wastewater mains shall be made only in the presence of a representative of the city and at the times specified by the city. Shutting down of wastewater mains for the purpose of making connections will not be permitted.
- C. It is unlawful for any person, state and/or federal facility to fail or refuse to connect their property to the Ceity's-system POTW.
- D. It is unlawful for any person, state and/or federal facility to contribute wastewater to the Ceity's-system POTW without paying all required development fees.

(Ord. 2308 § 1 (part), 2006);

(Ord. No. 2540, § 1, 5-19-2010)

13.24.040 - Maintenance and repair of lateral.

It shall be the responsibility of the property owner to maintain the entire lateral in a free flowing condition and to clear any blockages. The property owner is responsible for all repair work required on the portion of the lateral located on their property. It is the property owner's responsibility to demonstrate to the Ceity that the lateral within the Ceity's right-of-way requires repair. In the interest of public health, safety and welfare, the Ceity will perform all repair work, for which there is a demonstrated need, on the portion of the lateral located within the Ceity's right-of-way.

(Ord. 2308 § 1 (part), 2006);

(Ord. No. 2540, § 1, 5-19-2010)

13.24.050 - Stormwater and/or nuisance groundwater source.

- A. It is unlawful for any person, state and/or federal facility to make any new connection or to maintain any existing connection of any stormwater and/or nuisance groundwater source to any lateral and/or the system, unless approved by the Director.

B. It is unlawful for any person, state and/or federal facility to make any new connection or to maintain any existing connection of any lateral and/or the system to the stormwater collection system.

(Ord. 2308 § 1 (part), 2006);  
(Ord. No. 2540, § 1, 5-19-2010)

#### 13.24.060 - Specifications.

All additions and modifications to the Ceity's-system POTW, such as new wastewater mains and wastewater main connections, shall be properly designed and the engineering plans shall be sealed by a professional engineer registered in the State of Nevada when submitted to the Ceity.

All additions and modifications shall be constructed by a licensed contractor, and shall conform to the requirements of all applicable local, state and federal laws, including without limitation, the provisions of the "Design and Construction Standards for Wastewater Collection Systems, Southern Nevada - 2009, 3rd Edition" adopted on March 15, 2010, and as may be amended from time to time; All additions and modifications ~~and shall bemeet the approved~~ by of the Dedirector.

(Ord. 2308 § 1 (part), 2006);  
(Ord. No. 2540, § 1, 5-19-2010)

#### 13.24.070 - Development fees.

A. Wastewater Main Connection Fees. In order to fairly assess the capital expenditures for the Ceity's-system POTW prior to obtaining wastewater services, property owners, subdividers, developers and builders shall pay certain wastewater main connection fees as hereinafter set forth. Such fees are in addition to other development fees required pursuant to this Cehapter. The following table sets forth the classification of the user of the Ceity's-system POTW, the Eequivalent Residential Unit (ERU) for the unit measured and the connection fee assessed per unit.

1. For those users who, as determined by the Dedirector introduce wastewater that will eventually reach the City of North Las Vegas Water Reclamation Facility (WRF), the following wastewater connection fees shall apply:

Classification	ERU	Unit	Connection Fee
Bars/taverns with food facilities	1.00	Each fixture	\$1,730.00
Bars/taverns without food facilities	0.65	Each fixture	1,124.00
Beauty/barber/nails/tanning shop	0.25	Each fixture	432.00
Casino	1.50	Each fixture	2,595.00
Church	0.50	Each fixture	865.00

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Classification	ERU	Unit	Connection Fee
Community/special event center	0.65	Each fixture	1,124.00
Convalescent/rest homes	0.75	Each bed	1,297.00
Custodial institution	0.65	Each fixture	1,124.00
Drug stores	0.65	Each fixture	1,124.00
Dry cleaners	1.00	Each fixture	1,730.00
Dry cleaners pick up station	0.45	Each fixture	778.00
Financial institution	0.45	Each fixture	778.00
Food sales (without cooking facilities)	0.65	Each fixture	1,127.00
Guest home (casita)	1.00	Each dwelling unit	1,730.00
Hospital	1.20	Each bed	2,076.00
Hotel/motel (rooms only)	0.60	Each room	1,038.00
Hotel/motel fixtures outside of rooms	1.50	Each fixture	2,595.00
Laundry or laundromat	0.45	Each fixture and/or machine	778.00
Limited use special event center	0.45	Each fixture	778.00
Maintenance/repair shops	0.45	Each fixture	778.00
Markets with disposals	1.00	Each fixture	1,730.00
Medical/dental/veterinarian	0.25	Each fixture	432.00
Miscellaneous business not separately rated	0.65	Each fixture	1,124.00
Motor vehicle sales (with automated motor vehicle wash)	1.00	Each fixture, stall and/or bay	1,730.00
Motor vehicle wash (self-service and automated)	1.25	Each fixture, stall and/or bay	2,162.00
Multifamily	0.70	Each dwelling unit	1,211.00
Multifamily - senior housing	0.50	Each dwelling unit	865.00
Multifamily fixtures in common areas	0.45	Each fixture	778.00
Office/warehouse	0.45	Each fixture	778.00
Offices	0.45	Each fixture	778.00
Pet grooming	0.65	Each fixture	1,124.00
Private club	0.65	Each fixture	1,124.00
Recreational vehicle parks	0.70	Each space	1,211.00
Recreational vehicle parks, fixtures other than space connections	0.45	Each fixture	778.00
Recreational water feature (each water source is a fixture)	0.65	Each fixture	1,124.00
Restaurant	1.33	Each fixture	2,300.00
Restaurant - take out only	0.45	Each fixture	778.00
Restaurant with seating under 45 seats	0.65	Each fixture	1,124.00
Retail sales	0.65	Each fixture	1,124.00
School or child care center	0.10	Each student	173.00

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Classification	ERU	Unit	Connection Fee
Service stations	0.65	Each fixture	1,124.00
Single-family	1.00	Each dwelling unit	1,730.00
Swimming pool and man-made water feature, 20,000 gallons and less	0.10	20,000 gallons	173.00
Swimming pool and man-made water feature, each additional 20,000 gallons or fraction thereof	0.10	20,000 gallons	173.00
Theaters	0.45	Each fixture	778.00
Theme parks/sports complex/athletic clubs	1.00	Each fixture	1,730.00
Townhome/condominium	0.70	Each dwelling unit	1,211.00
Trailer courts/estates	1.00	Each lot or space	1,730.00
Trailer, temporary (if connected to the system)	0.65	Each fixture	1,124.00
Vehicle wash with recycling facilities	0.65	Each fixture	1,124.00
All other businesses, unless director determines otherwise*	0.65	Each fixture	1,124.00
Commercial laundry and/or large motor vehicle wash, or a business as determined by the <del>D</del> irector		85% of estimated water use, divided by 90,000 multiplied by \$1,730.00	
Large commercial or as a business as determined by the <del>D</del> irector		Annual water use, divided by 90,000 multiplied by \$1,730.00	

Note— If the ~~D~~irector determines that the \* business does not fit any of the categories set forth and the amount set forth in "All other businesses" is insufficient for the burden placed on the system, the ~~D~~irector may determine a different ERU unit and/or connection fee for the business based upon the business' estimated water use or first year after connection historical data or both.

2. For those users who, as determined by the ~~D~~irector, introduce wastewater that will eventually reach the Clark County Water Reclamation Plant's ~~Publicly Owned Treatment Works~~, the Clark County Water Reclamation Plant's Connection Fee will apply, and an additional fee of five hundred dollars (\$500.00) will be added as administrative services for ~~the CityCNLV~~.
3. Any addition to an existing use shall pay wastewater main connection fees calculated as if the addition is a use in and of itself.
4. Any multiple use development shall have wastewater main connection fees calculated on each independent use.
5. A user of any structure that is demolished in its entirety so that a new structure can be built on the underlying real property or an owner of the underlying real property can request that wastewater main connection fees paid to the ~~C~~eity from the original structure be considered to fulfill payment responsibilities of wastewater main connection fees for the new structure depending on a predemolition inspection of the structure by the ~~C~~eity to verify existing fixtures.

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519 6. A user of any structure that will be demolishing fixtures so that new fixtures can  
520 be built on same property request that predemolition inspection of the structure. It  
521 shall be the property owner's or designee's responsibility to contact the Ceity to  
522 depict all existing plumbing fixtures on the plans and perform a predemolition  
523 inspection of the original structure to verify the existing fixtures. If the  
524 structure(s) is demolished without a predemolition inspection by Ceity staff, no  
525 credit will be granted for wastewater main connections previously paid to the  
526 Ceity. Based on the inspection, the Ceity will calculate the number of ERUs  
527 previously assessed to the structure(s) and the ERU rate previously paid to the  
528 structure. The calculation shall meet the approval of the Director. If the  
529 calculation demonstrates that the number of ERUs and/or the rate has increased  
530 based on the fixture counts of the new structure, the property owners or designee  
531 will be required to pay the amount of the difference for the wastewater connection  
532 fees to the Ceity based upon the fees in effect at the time of the new building  
533 permit. However, if the calculation demonstrates that the number of ERUs have  
534 decreased based on the fixture counts of the new structure, the Ceity will not be  
535 required to pay the difference of the wastewater main connection fees to the  
536 property owners or designee.  
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- 538 7. The Director reserves the right to review and audit any user at any time. If it is  
539 determined that there is additional burden placed on the system, additional fees  
540 may be assessed and are payable to the Ceity by the user.  
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- 542 8. If there is a change in the classification at the address, then the user shall pay that  
543 rate for applicable classification. If classification is at a lower rate, the Ceity will  
544 not be required to pay the difference of the wastewater main connection fee to the  
545 user.  
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547 B. Wastewater Main Construction Fees.  
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- 549 1. Wastewater main construction fees are assessed to allow the Ceity to recover  
550 prorated costs for installation of the wastewater main and appurtenances along the  
551 frontage of the property. Regardless of the main size, wastewater main  
552 construction fees will be based on a minimum of twenty dollars (\$20.00) per front  
553 foot of property frontage wherein the main rendering the service to the property is  
554 located. Where a refunding agreement is in place with the Ceity based on the  
555 actual cost of construction, wastewater main construction fees will be based on  
556 one-half of the per lineal foot installation cost of the main multiplied by the length  
557 of property fronting the main. This fee is applicable, regardless of whether the  
558 wastewater main is in existence or is to be constructed by the Ceity. This fee is  
559 not applicable wherein the frontage main is constructed by the developer,  
560 subdivider or property owner, provided the frontage wastewater main is  
561 constructed to specifications approved by the utilities director and accepted by the  
562 Ceity. However, if such a wastewater main connects to an existing wastewater

main that also has frontage, the construction fees shall be assessed on the existing wastewater main.

2. It is assumed that all users served by Ceity's ~~system~~ POTW on the date of adoption of the ordinance codified in this Cehapter have paid the wastewater main construction fees for the parcel being served except in the case of a single improvement on a larger parcel or fronting property. The frontage presumed to have been paid for shall, in the case of residential land, be minimum frontage provided in the zoning ordinance for the land use in which the property is situated or be calculated by measurement of the structure or structures and adding thereto the side yards required by the zoning ordinance, whichever is greater. In the case of commercial developments, the frontage presumed to be paid for is that frontage calculated by measurements of the structure plus area for driveways, fire lanes and parking area as required by the zoning ordinance. Any resident served by a private wastewater facility is not presumed to have paid a wastewater main construction fee.

C. Refunding Agreement for Wastewater Main Extensions.

Applicants for wastewater main extensions are responsible for payment of the entire cost of such extension, unless modified due to extenuating circumstances. The actual cost of the extension may be reimbursed to the applicant through the proper execution of a refunding agreement with the Ceity. The amount of refund is limited to those wastewater main construction fees collected on the extended wastewater main during the ten (10) years following the acceptance of the wastewater main by the Ceity, but shall not exceed ninety-five percent (95%) of the actual cost to the applicant for the wastewater main extension (less any portion of the cost applicable to any portion of the wastewater main adjacent to property owned by the applicant). Refunding agreements will be secondary to the Ceity recouping all associated costs the Ceity paid for oversizing any such wastewater main. Refunding agreements under twenty-five thousand dollars (\$25,000.00) may be approved by the Ceity Manager. Refunding agreements of twenty-five thousand dollars (\$25,000.00) and more must be submitted for approval by the Ceity eCouncil. Applicants entering into any refunding agreement with the Ceity shall pay an administrative fee of two hundred dollars (\$200.00) for the initiation and processing of the agreement.

D. Oversizing Agreement for Wastewater Main Extensions.

~~In~~ some situations, reimbursement may be due to the developer for oversizing of wastewater mains. Participation by the Ceity in the oversizing of the wastewater main extension shall be based on the difference in inches of the diameter of the wastewater main installed and the diameter of the wastewater main required of the developer. Reimbursements for oversizing will be effectuated through an oversizing agreement. Oversizing agreements under twenty-five thousand dollars (\$25,000.00) may be approved by the Ceity Manager. Oversizing agreements of twenty-five thousand dollars (\$25,000.00) and more must be submitted for approval by the Ceity Ceouncil. Applicants

entering into any oversizing agreement with the Ceity shall pay an administrative fee of two hundred dollars (\$200.00) for the initiation and processing of the agreement.

E. Any other applicable fees as stated in Chapter 2.36 of this code entitled "Administrative Fees."

F. Wastewater Connection Permit Fee. Prior to the connection of any property to the Ceity's ~~system~~ POTW, the property owner thereof shall obtain a wastewater service connection permit from the Ceity's Building and Ssafety ~~d~~Division of the Public Works ~~d~~Department upon payment of a wastewater connection permit fee of thirty-five dollars (\$35.00).

(Ord. 2376 § 1, 2007; Ord. 2308 § 1 (part), 2006);

(Ord. No. 2503, § 1, 7-15-2009; Ord. No. 2540, § 1, 5-19-2010; Ord. No. 2633, § 1, 7-3-2013)

#### 13.24.080 - Schedule of fees.

A. All users of the Ceity's ~~system~~ POTW shall be charged a monthly service fee plus a user fee. The monthly service fee was established by dividing the estimated cost to the Ceity for accounting services, taxes, billing and account collection by the number of accounts. A user fee was established by dividing the estimated cost to the Ceity for operation, maintenance and local debt service for the system by the estimated annual flow attributed to residential users, commercial users and industrial users to establish a cost per one thousand (1,000) gallons of water usage.

Wastewater Rates		
Customer Class		Fees October 1, 2009
Monthly Service Fee (\$ each bill)		\$3.27
Residential and Multifamily	First 3,000 gallons ERU (\$/ERU)	11.88
	Over 3,00 gallons per ERU (\$ per 1,000 gallons of water usage*)	4.33
User Fee, Commercial and Large Commercial, not otherwise defined below (\$ per 1,000 gallons of water usage*)		4.33
User Fee, Restaurant (\$ per 1,000 gallons of water usage*)		6.20
User Fee, Large Commercial Laundry or Dairy (\$ per 1,000 gallons of water usage*)		4.58

Wastewater Rates	
Customer Class	Fees October 1, 2009
User Fee, Large Commercial Bottler**	5.67

**Editor's note** — All Single-family accounts shall be \* based on actual water usage with a maximum of 8,000 gallons per month. All Multifamily accounts shall be based on actual water usage with a maximum of 6,000 gallons per unit per month.

**Editor's note** — If a Large Commercial user can \*\* demonstrate that its entire metered water usage is not consumptive (discharged back to the system), adjustments may be considered on a case-by-case basis for representative wastewater volume discharged to the system. Any adjustments to the user fee are subject to the approval of the Director.

In addition, each year thereafter on October 1st the rates will be increased by a minimum of three percent (3%). Rate increases above three percent (3%) shall require approval by City Council.

~~B. Industrial User Fees.~~

~~1. Permitting and Compliance Monitoring Fees. In addition to all other fees above, each industrial user shall pay, monthly, the following fees for permitting and compliance monitoring:~~

Permit Classification	Monthly Permit Fee
Class I	\$125.00
Class II	35.00
Grease trap/interceptor	12.50
Special or temporary	150.00 per issuance

~~2. Administrative Penalty Fees. The following actions will result in the specified administrative penalty fee:~~

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	<del>Specified Action</del>	<del>Administrative Fee</del>
a.	<del>Late semi-annual self-monitoring report, baseline monitoring report, or ninety (90) day monitoring report</del>	<del>\$100.00/day</del>
b.	<del>Failure to properly meet signatory requirements, i.e., unsigned report, no certification statement or unauthorized signature</del>	<del>100.00/event</del>
c.	<del>Failure to report additional monitoring</del>	<del>100.00/sampling event</del>
d.	<del>Failure to attend compliance meeting</del>	<del>100.00/meeting</del>
e.	<del>Failure to meet compliance milestone day</del>	<del>100.00/day</del>
f.	<del>Failure to post notices required by this title</del>	<del>100.00/event</del>
g.	<del>Submission of invalid and/or incomplete sampling results</del>	<del>100.00/day</del>
h.	<del>Failure to properly document "chain of custody" for sampling</del>	<del>100.00/event</del>
i.	<del>Failure to submit industrial waste pretreatment application survey within thirty (30) days from date of request</del>	<del>100.00/event</del>
j.	<del>Failure to report a change in business operation which affects the wastewater constituents and characteristics of the discharge</del>	<del>100.00/event</del>
k.	<del>Unauthorized discharge to the system and/or stormwater collection system</del>	<del>500.00/day, plus any costs incurred by the city due to the unauthorized discharge</del>
l.	<del>Failure to maintain proper records</del>	<del>200.00/event</del>
m.	<del>Found to be in significant noncompliance</del>	<del>500.00/event</del>
n.	<del>Failure to meet thirty (30) day resampling requirement for noncompliance</del>	<del>100.00/day</del>
o.	<del>Failure to report slug loading, upset or bypass of pretreatment unit</del>	<del>100.00/event</del>
p.	<del>Failure to notify the city within twenty four (24) hours of permit violation</del>	<del>\$100.00/event</del>
q.	<del>Failure to perform required self-inspections</del>	<del>100.00/event</del>
r.	<del>Failure to maintain and/or tampering with pretreatment equipment</del>	<del>200.00/event</del>

~~This schedule of administrative penalties does not preclude the city from enforcing the requirements of Chapter 13.28 of this code by the issuance and prosecution of misdemeanor citations and/or the filing and prosecution of civil actions against the violator.~~

~~3. ——— Appeal Fees. The following is the schedule of appeal fees:~~

Level	Fee
Department of Utilities	\$300.00
City Council	1,000.00

**BC.** Regional Wastewater User Charge.

1. This fee is imposed to provide a regional wastewater user charge to fund the Clean Water Coalition. The City of North Las Vegas will pass through the revenue from this charge to the Clean Water Coalition to pay for its share of regional wastewater infrastructure.
2. The regional wastewater user charge for each residential customer is eighty cents (\$0.80) per month.
3. The regional wastewater user charge for each multifamily unit is sixty cents (\$0.60) per month.
4. The regional wastewater user charge for all classes of commercial customers is four percent (4%) of the total wastewater bill.
5. These regional wastewater user charges take effect July 1, 2007.

(Ord. 2407 § 2, 2007; Ord. 2379 § 1, 2007; Ord. 2308 § 1 (part), 2006);  
(Ord. No. 2540, § 1, 5-19-2010)

13.24.090 - Billing, payment, collection and liens.

All bills and fees for services rendered hereunder shall be sent out monthly as a part of the water bill pursuant to Section 13.04.020. All portions of Section 13.04.020 relating to billing procedure, deposits and deposit refunds apply to wastewater bills. In all cases the property owner or owners shall be liable for all wastewater services imposed herein. Bills for water furnished, wastewater service system fees charged pursuant to Section 13.24.080, Pretreatment Program Cost Recovery Fees charged pursuant to Section 13.28.40 and garbage pickup and disposal are jointly billed. Failure to pay for any one fee billed or all fees billed shall constitute default on all. All fees due shall be a debt and obligation for the person or persons using these services and shall constitute a lien against the premises served. Such person using these services or property owner whose property is furnished these services shall be liable therefore in any action commenced by the City for the recovery of such fees in any court of competent jurisdiction.

(Ord. 2308 § 1 (part), 2006);  
(Ord. No. 2540, § 1, 5-19-2010)

13.24.100 - Violation—Penalty.

705

706 Any person, state and/or federal facility who violates any of the provisions of this ~~C~~chapter is  
707 guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not to exceed  
708 one thousand dollars (\$1,000.00) or by imprisonment in the ~~C~~city ~~D~~etention ~~C~~enter for a  
709 period not to exceed six months, or by both such fine and imprisonment. Each separate day  
710 during which any violation of this ~~C~~chapter occurs or continues constitutes a separate offense.

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712 (Ord. 2308 § 1 (part), 2006);

713 (Ord. No. 2540, § 1, 5-19-2010)

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